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**UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA**

FOURTH AGE LTD., *et al*,

Plaintiffs,

v.

WARNER BROS. DIGITAL  
DISTRIBUTION, *et al*,

Defendants.

WARNER BROS. DIGITAL  
DISTRIBUTION INC., *et al*,

Counterclaim  
Plaintiffs,

v.

FOURTH AGE LTD., *et al*,

Counterclaim  
Defendants.

Case No. 12-9912-ABC (SHx)

**DISCOVERY MATTER**

**WARNER AND ZAENTZ'S JOINT  
SUBMISSION PURSUANT TO JULY  
22, 2014 ORDER**

**Judge:** Hon. Audrey B. Collins  
**Magistrate:** Hon. Stephen J. Hillman

**Discovery Cut-Off:** July 29, 2014

Pursuant to the Court's July 22, 2014 Order Regarding Warner's and Zaentz's Motion to Compel Documents and Supplemented Privilege Log (Dkt. 280), defendants and counterclaim plaintiffs Warner Bros. Home Entertainment Inc., Warner Bros. Entertainment Inc., Warner Bros. Consumer Products Inc. and New Line Productions, Inc. (collectively, "Warner"), and defendant and counterclaim plaintiff The Saul Zaentz Company ("Zaentz"), hereby identify the following documents logged on plaintiffs' privilege log (Dkt. 243-1, 243-2, 243-3) and redaction log (attached hereto as **Exhibit A**) for the Court's *in camera* review.

**A. Entries Related to Issue Nos. 3 and 5**

Warner and Zaentz identify the following 100 documents for the Court's *in camera* review in connection with Issue Nos. 3 and 5 in the Joint Stipulation Regarding Warner's and Zaentz's Motion to Compel Documents and Supplemented Privilege Log (the "Joint Stipulation") (Dkt. 242-1). The numbers below correspond to the entry numbers on the privilege log. The bates numbers below correspond to entries on the redaction log.

1.	9	13.	155
2.	10	14.	170
3.	16	15.	172
4.	17	16.	173
5.	18	17.	174
6.	49	18.	202
7.	59	19.	213
8.	86	20.	240
9.	99	21.	241
10.	100	22.	244
11.	146	23.	250
12.	153	24.	252

1	25. 518	52. 1286
2	26. 842	53. 1289
3	27. 852	54. 1315
4	28. 936	55. 1324
5	29. 992	56. 1326
6	30. 1005	57. 1334
7	31. 1040	58. 1369
8	32. 1062	59. 1418
9	33. 1072	60. 1433
10	34. 1088	61. 1457
11	35. 1090	62. 1470
12	36. 1091	63. 1524
13	37. 1098	64. 1525
14	38. 1106	65. 1575
15	39. 1107	66. 1801
16	40. 1131	67. 1828
17	41. 1151	68. 1829
18	42. 1166	69. 2057
19	43. 1167	70. 2127
20	44. 1185	71. 2129
21	45. 1202	72. 2158
22	46. 1212	73. 2191
23	47. 1221	74. 2196
24	48. 1223	75. 2198
25	49. 1253	76. 2200
26	50. 1262	77. 2202
27	51. 1276	78. 2237
28		

79. 2315

90. 2723

80. 2413

91. 2724

81. 2414

92. 2727

82. 2575

93. PLAINTIFFS012605

83. 2608

94. PLAINTIFFS013723

84. 2633

95. PLAINTIFFS013754

85. 2634

96. PLAINTIFFS039736

86. 2696

97. PLAINTIFFS043480

87. 2710

98. PLAINTIFFS043711

88. 2720

99. PLAINTIFFS044225

89. 2722

100. PLAINTIFFS044233

**B. Entries Related to Issue No. 4**

Warner and Zaentz identify the following 50 documents for the Court's *in camera* review in connection with Issue No. 4 in the Joint Stipulation. As in Section A, the numbers correspond to the entry numbers on plaintiffs' privilege log, while the bates numbers correspond to entries on plaintiffs' redaction log.

1. 135

12. 1092

2. 255

13. 1105

3. 865

14. 1110

4. 883

15. 1114

5. 894

16. 1278

6. 962

17. 1287

7. 983

18. 1326

8. 997

19. 1396

9. 998

20. 1425

10. 1017

21. 1428

11. 1029

22. 1429

1	23. 1430	37. 2124
2	24. 1431	38. 2217
3	25. 1461	39. 2305
4	26. 1468	40. 2644
5	27. 1469	41. 2698
6	28. 1545	42. 2718
7	29. 1551	43. 2721
8	30. 1738	44. 2725
9	31. 1741	45. PLAINTIFFS014153
10	32. 1932	46. PLAINTIFFS014286
11	33. 2031	47. PLAINTIFFS019664
12	34. 2104	48. PLAINTIFFS037209
13	35. 2108	49. PLAINTIFFS037403
14	36. 2122	50. PLAINTIFFS043462

The last document identified (PLAINTIFFS043462) does not appear on either the privilege or redaction logs. This document was clawed back at the deposition of Barry Clark on June 27, 2014, which was after plaintiffs served their privilege log, and plaintiffs never supplemented that log.

**C. Individuals Named in Challenged Log Entries**

The Tolkien/HC Parties have not provided Warner or Zaentz with a list of the individuals named in the privilege and redaction logs, or indicated which of these individuals is an attorney. **Exhibit B**, attached hereto, is a list of the individuals named in the entries identified above, their affiliation, and whether they are attorneys based on the information available to Warner and Zaentz.

1 Dated: August 4, 2014

Respectfully Submitted,

2 O'MELVENY & MYERS LLP

3  
4 By: /s/ Daniel M. Petrocelli  
Daniel M. Petrocelli  
5 Attorneys for Warner Defendants  
and Counterclaim Plaintiffs

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7 Dated: August 4, 2014

ARNOLD & PORTER LLP

8  
9 By: /s/ Martin R. Glick  
Martin R. Glick  
10 Attorneys for Zaentz Defendants and  
Counterclaim Plaintiffs

11  
12 Pursuant to Local Rule 5-4.3.4(a)(2)(i), the filer attests that all other  
13 signatories listed, and on whose behalf the filing is submitted, concur in the filing's  
14 content and have authorized the filing.

15  
16 Dated: August 4, 2014

O'MELVENY & MYERS LLP

17  
18 By: /s/ Daniel M. Petrocelli  
Daniel M. Petrocelli  
19 Attorneys for Warner Defendants  
20 and Counterclaim Plaintiffs